

THURSDAY, February 7, 1850.

The Senate was called to order by the President—Senators present: Messrs. Brashear, Burleson, Cooke, Davis, Gage, Grimes, Hart, Moffett, Parker, Phillips, Portis, Robertson, Taylor, Truit, Ward, Walker and Wallace.

Journals of yesterday were read and adopted.

Mr. Moffett, chairman of the committee on Engrossed Bills, made the following report :

COMMITTEE ROOM, February 7, 1850.

Hon. JOHN A. GREER,

President of the Senate :

The committee on Engrossed Bills have examined the following and find it correctly engrossed, to wit :

A bill to amend the second section of an act to authorize Charles Covington and his associates to establish a ferry across the river Yegua, and construct a causeway across the bottom lands thereof.

Mr. Grimes, chairman of the committee on Finance, made the following reports :

COMMITTEE ROOM, Feb. 9th, 1850.

To the Hon. JOHN A. GREER,

President of the Senate :

The committee on Finance, to whom was referred a bill to authorize the printing of five hundred additional copies of the laws passed at the session of the Legislature in the years 1849 and 1850, have investigated the subject, and are of opinion there is no necessity for printing the additional number of copies contemplated by the bill. The Legislature has already provided for the printing of twenty-five hundred copies of the laws, which are to be distributed as follows, to wit :

To Governor of each State of the United States, one	30
copy each,	
" Librarian of Congress,	1
" Secretary of State of the United States,	1
" Foreign governments who exchange with Texas,	
" Governor, Secretary of State, Comptroller, Treasurer, Auditor, Attorney-General, and Commissioner of the General Land Office, each one	7
copy,	
" 3 Judges and 1 Clerk of the Supreme Court, one	4
copy each,	
" 12 Judges and 92 Clerks of District Courts, each	104
one copy,	

To 22 Senators and 48 Representatives, each one copy,	70
" 92 Counties, Chief Justice of each county,	92
" " Clerks of County Courts, each one copy,	92
" " Sheriffs, each one copy,	92
" " Assessors and Collectors, each one copy,	92
" County Commissioners, one copy each,	368
" Justices of the Peace, say 4 to each county,	368
" Notaries Public, say 3 to each county,	276
	<hr/> 1,587

Remaining in the office of the Secretary of State, after distributing the laws as required by law, 913

Thus, after distributing the laws as above, which your committee believe is a full estimate of all the officers entitled to the laws, will leave nine hundred and thirteen copies in the State Department, which appears to your committee a number sufficient for all necessary purposes. They therefore recommend that no further action be had on the bill.

JESSE GRIMES, Chairman.

Mr. Van Derlip, chairman of Select committee, to which was referred an act requiring all persons filing on lands, to have the same surveyed within a given time, reported a substitute for the same and recommended its passage.

On motion of Mr. Van Derlip, the rule was suspended, and report, bill and substitute were taken up; substitute rejected.

Mr. Van Derlip moved to lay the bill on the table; carried.

Mr. Kinney, chairman of committee of Conference on part of the Senate, on a bill to provide for the investigation of land titles in certain counties therein named, reported that the Senate recede from their additional section No. 20, and that they concur in the amendment of the House to section 13.

Mr. Robertson, chairman of the committee on Private Land Claims, to which was referred a bill for the relief of Green K. Cessna and Nancy K. Cessna, reported the same back to the Senate, and recommended its passage without amendment.

ORDERS OF THE DAY.

Resolution introduced on yesterday by Mr. Wallace, authorizing the Secretary of the Senate to employ additional clerks, &c., &c., was read and adopted.

A message was received from the House, informing the Senate that the House had adopted the report of the committee of Con-

ference on a bill for the relief of the heirs and legal representatives of William Wallace, who fell at Goliad, and had rejected the Senate's joint resolution requiring the clerk of the county court of Austin county to record all the proceedings of the Alcalde courts and the Ayuntamiento which may at this time be found in his office, and had passed the following bills originating in the Senate :

A bill for the relief of Tifford Baker, with amendments ;

A bill to establish the time of holding the District Courts in the first judicial district.

Also, had concurred in the amendments of the Senate to the following bills :

A bill to extend the provisions of an act to provide for ascertaining the public debt of the late Republic of Texas, approved March 20, 1848 ;

A bill for the relief of William McMasters, late Sheriff of Brazoria county ;

And had adopted the substitute of the Senate to the bill from the House to incorporate the town of Livingston.

The report of the committee of Conference on a bill to provide for the investigation of land titles in certain counties therein named, upon the adoption of which the yeas and nays were called and stood thus :

Yeas : Messrs. Burleson, Davis, Kinney, Moffett, Pease, Phillips, Portis, Robertson, Taylor, Truit and Walker—11.

Nays : Messrs. Cooke, Gage, Grimes, Hart, McRae, Parker, Van Derlip, Ward and Wallace—9 ; adopted.

A bill to authorize Charles Covington and his associates to establish a ferry across the river Yegua, and to construct a causeway across the bottom lands thereof ; read third time and passed by the following vote :

Yeas : Messrs. Brashear, Burleson, Cooke, Gage, Grimes, Hart, McRae, Moffett, Parker, Pease Phillips, Robertson, Taylor, Truit, Ward, Walker and Wallace—16.

Nays : None.

A bill declaring a portion of Caney creek in Matagorda county a public highway, and providing for the removal of obstructions in the same ; read third time and passed.

A bill for the relief of the heirs at law of Jesse Bledsoe ; read third time.

Mr. Walker moved to refer the bill to a Special committee, upon which the yeas and nays were called and stood thus :

Yeas : Messrs. Davis, Grimes, McRae, Parker, Truit, Van Derlip, Ward, Walker and Wallace—9.

Nays—Messrs. Burleson, Cooke, Gage, Hart, Moffett, Pease, Phillips, Portis, Robertson and Taylor—10; lost.

Mr. Grimes moved to strike out "one league and labor," and insert "one-third of a league"; lost.

Mr. Wallace moved that the bill and report be referred to the committee on Private Land Claims; lost.

The question recurred upon the final passage of the bill, upon which the yeas and nays were called and stood thus:

Yeas: Messrs. Brashear, Cooke, Davis, Hart, Kinney, Parker, Portis, Robertson and Walker—9.

Nays: Messrs. Burleson, Gage, Grimes, Moffett, Pease, Phillips, Taylor, Truit, Van Derlip and Ward—10.

So the Senate refused to pass the bill.

Mr. Ward, from the committee on Enrolled Bills made the following report:

COMMITTEE ROOM, Feb. 7th, 1850.

HON. JOHN A. GREER,

President of the Senate:

The committee on Enrolled Bills have examined the following bills, and find them correctly enrolled. The same having been signed by the Speaker of the House and President of the Senate, were this day presented to the Governor for his examination:

An act for the relief of David Lane, the heirs of Henry L. Lane, deceased, and Wesley Byers;

A bill concerning passengers coming to the State of Texas;

A bill for the relief of the heirs and legal representatives of John C. Ogden;

An act to incorporate the Galveston Lodge No. 3 of the Independent Order of Odd Fellows;

An act for the relief of Levin S. Sargent;

A bill to be entitled an act better defining the boundaries of Kaufman county;

A bill to incorporate Chappel Hill College;

A bill to incorporate the Houston Plank Road company.

Mr. Phillips moved to reconsider the vote which refused to pass the bill for the relief of the heirs at law of Jesse Bledsoe, deceased; carried.

Mr. Kinney moved to reconsider the vote which rejected Mr. Grimes' amendment, to strike out "one league and labor," and insert "one-third of a league"; carried.

The question then recurred on the adoption of the amendment, upon which the yeas and nays were called and stood thus:

Yeas—Messrs. Burleson, Cooke, Davis, Gage, Grimes, Kin-

ney, McRae, Moffett, Parker, Pease, Phillips, Taylor, Truit, Van Derlip, Ward and Wallace—16.

Nays—Messrs. Brashear, Portis and Walker—3; carried.

The bill then passed.

A bill to provide for the election of a Judge and District Attorney for the twelfth judicial District; read a third time and passed.

A bill granting to Isaac Dewees and Thomas M. Brown the privilege of establishing a ferry across the river Sabine; read third time and passed.

A bill to prescribe the time of holding the District Courts in and for Montgomery county, upon report of Judiciary committee recommending its passage; read, and passed to third reading.

A bill to amend an act for the incorporation of the city of Laredo, upon report of Judiciary committee, recommending its passage; read, and passed to third reading.

A bill to incorporate the Buffalo Bayou, Brazos and Colorado Rail-Road company, upon the report of Judiciary committee, recommending its passage, with an amendment; read, and report adopted.

Mr. Portis offered the following proviso to the 10th section:

"Provided, they shall have the same rights to enter upon, and condemn lands as the company have, and generally to have the same rights to construct their branch as are granted by the charter to the Rail-Road company, and the Mayor and Aldermen of the city of Houston are hereby made a party to this charter"; adopted.

Bill then passed to third reading.

On motion of Mr. Portis, the rule was suspended, bill read third time and passed by the following vote:

Yeas—Messrs. Brashear, Burleson, Davis, Grimes, Hart, McRae, Moffett, Parker, Pease, Phillips, Portis, Robertson, Taylor, Truit, Van Derlip, Ward, Walker and Wallace—18.

Nays—None.

A message was received from the House of Representatives, informing the Senate that the House had adopted the report of the committee of Conference on a bill to provide for the investigation of land titles in certain counties therein named.

Mr. Walker moved to take up a bill for the relief of John Beeman, John S. Beeman, James J. Beeman and John L. Bryan, upon which the yeas and nays were called and stood thus:

Yeas—Messrs. Burleson, Cooke, Davis, Grimes, Hart, Kinney, McRae, Parker, Portis, Robertson, Taylor, Truit, Ward, Walker and Wallace—15.

Nays--Messrs. Gage, Pease, Phillips, and Van Derlip--4; carried.

On motion of Mr. Walker, the Senate adjourned till half-past 2 o'clock, p. m.

HALF-PAST 2 O'CLOCK, P. M.

The Senate met--roll called--quorum present.

Mr. Ward, chairman of Joint committee, raised by resolution to examine the offices of Treasurer and Comptroller, made the following report:

[* For report, see Appendix.]

A bill to provide for settling the fiscal affairs of the late Republic of Texas, and for the more prompt collection of the revenue accruing under the State of Texas; read first time.

On motion of Mr. Ward, the rule was suspended, bill read second time and referred to committee on Finance.

A message was received from the House, informing the Senate that the House had adopted the report of the committee of Conference on a bill to organize the county of Marion, and a bill to create the county of Marion.

On motion of Mr. Parker, the report was adopted.

A bill for the relief of the heirs of Tilford Baker, with an amendment from the House, was read and amendment concurred in.

The report of the Select committee, to whom was referred a substitute from the House to a joint resolution of the Senate, instructing our Senators and requesting our representatives in Congress to endeavor to secure the passage of a law requiring the United States District Court for the District of Texas to be held at more places than one, recommending the rejection of the substitute, was adopted; and, on motion of Mr. Ward, a committee of Conference was appointed on said resolution.

Messrs. Ward, Portis and Van Derlip were appointed said committee.

Joint resolution providing for the more efficient and certain protection of the exposed borders and frontier portions of Texas, against the continued hostility and depredations of the Indians, on report of Select committee, offering a substitute, was read.

On motion of Mr. Gage, laid on the table.

A joint resolution proposing an amendment to the Constitution, upon the report of the Judiciary committee, recommending its passage, was ordered to be engrossed.

A bill to incorporate the Hart's creek Turnpike company, upon the report of Select committee, proposing amendments, was read; amendments adopted and bill passed to third reading.

On motion of Mr. Ward, the rule was suspended, bill read third time, and passed by the following vote :

Yeas : Messrs. Brashear, Burleson, Cooke, Davis, Gage, Kinney, Moffett, Parker, Pease, Phillips, Portis, Taylor, Truit, Van Derlip, Ward, Walker and Wallace—17.

Nay : Mr. Grimes—1.

A bill to prevent and punish nefarious trading or traffic with Indians on the frontier of the State, on the report of the committee on Indian Affairs, recommending its passage, was read; and the yeas and nays being called on its reference to the Judiciary committee, moved by Mr. Gage, stood thus :

Yeas—Messrs. Burleson, Gage, Grimes, McRae, Pease, Taylor, Van Derlip, Ward and Wallace—9.

Nays—Messrs. Cooke, Davis, Kinney, Moffett, Parker, Phillips, Portis, Robertson, Truit and Walker—10; lost.

Mr. Van Derlip offered the following amendment :

Section 2. That it shall not be lawful for any person in this State to trade or traffic with any Indian tribe within the limits of Texas, without first having obtained a license from the proper authorities of the United States, according to the laws of the United States upon this subject.

The yeas and nays being called on its adoption, stood thus :

Yeas—Messrs. Gage, Pease, Phillips, Taylor, Van Derlip, Ward and Wallace—7.

Nays—Messrs. Burleson, Cooke, Davis, Grimes, Kinney, McRae, Moffett, Parker, Portis, Robertson, Truit and Walker—12; lost.

The yeas and nays on the engrossment of the bill stood thus :

Yeas : Messrs. Burleson, Cooke, Davis, Grimes, Kinney, McRae, Moffett, Parker, Portis, Robertson, Taylor, Truit and Walker—13.

Nays: Messrs. Gage, Pease, Phillips, Van Derlip, Ward and Wallace—6.

So the bill was ordered to be engrossed.

A message was received from the House, informing the Senate that the House had passed the following bills :

A bill to change the name of George Harrell to George W. Gibbs ;

A bill to change the name of Jesse Gilliam to Jesse Tarrant Gilliam ;

A bill for the relief of J. B. Hoxie, William C. Harrison and William E. Parker ;

A bill to incorporate the Trinity Navigation company ;

A bill to change the names of Magdaline Margaret and Rober-

to W. Simpson, minor daughters of the Rev. James Simpson, to Magdaline Eliza Walker and Roberto W. Walker.

Mr. Wallace, chairman on part of the Senate of a committee of Conference, to which was referred several bills in relation to the fifth, sixth, eighth and ninth judicial districts, reported and recommended that the 1st and 2d sections of the substitute be stricken out, and the substitute, when so amended, be adopted, and the original bills be laid on the table.

On motion of Mr. Parker, the rule was suspended, and bills and substitute taken up.

Mr. Parker moved to insert after "eighth," "and ninth."

Substitute adopted, which passed the bill.

Also, reported a bill for the fifth and sixth districts, and recommend its passage; adopted, which passed the bill.

The question on the passage of the bill before the Senate at its adjournment at 12 o'clock, M., this day, being called for by Mr. Walker, on motion of Mr. Walker to appoint a committee to take the vote of Mr. Latimer, the yeas and nays were as follows:

Yeas—Messrs. Brashear, Burleson, Cooke, Davis, Grimes, Hart, Kinney, McRae, Moffett, Parker, Pease, Robertson, Truit, Ward, Walker and Wallace—16.

Nays—Messrs. Gage, Phillips and Van Derlip—3; carried.

The question being raised, that the Senate could not entertain the bill, because a bill containing the same substance had been rejected by the Senate, and the yeas and nays being called, were as follows:

Yeas—Messrs. Cooke, Davis, Gage, Grimes, Kinney, Moffett, Parker, Pease, Phillips, Portis, Taylor, Truit, Van Derlip and Walker—14.

Nays—Messrs. Burleson, Hart, Robertson, Ward and Wallace—5.

The question recurred on the passage of the bill, and stood thus:

Yeas: Messrs. Cooke, Davis, Hart, Kinney, Latimer, Moffett, Parker, Truit and Walker—9.

Nays: Messrs. Burleson, Gage, Grimes, Pease, Phillips, Portis, Robertson, Taylor, Van Derlip, Ward, Wallace—11.

On motion of Mr. Phillips, the Senate adjourned.